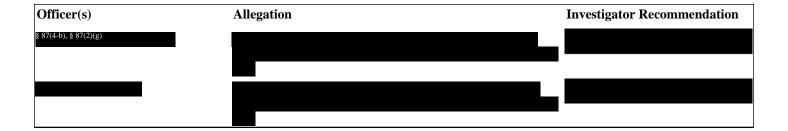
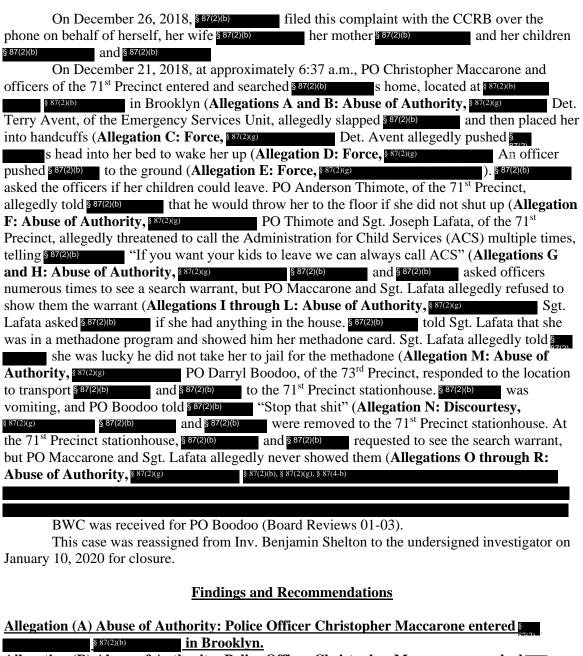
CCRB INVESTIGATIVE RECOMMENDATION

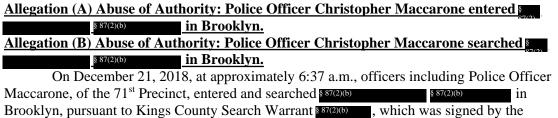
Investigator:		Team:	CCRB Case #:	<u> </u>	Force	☑ D	iscourt.	U.S.	
William MacLure		Squad #11	201810704		Abuse	□ O	.L.	☐ Injury	
Incident Date(s)		Location of Incident:	•	Pr	ecinct:	18 M	o. SOL	EO SOL	
Friday, 12/21/2018 6:37 AM					73	6/21	/2020	2/5/2021	
Date/Time CV Reported		CV Reported At:	How CV Reported	l: l	Date/Time	Receive	ed at CCI	₹B	
Wed, 12/26/2018 2:10 PM		CCRB	Phone		Wed, 12/2	6/2018	2:10 PM		
Complainant/Victim	Type	Home Addr	ress						
									_
Witness(es)		Home Addr	ress					_	
Subject Officer(s)	Shield	TaxID	Command						_
1. An officer			Unknown						
2. POM Christophe Maccarone	08142	956054	071 PCT						
3. POM Cory Tizzio	05792	957220	071 PCT						
4. DTS Terry Avent	01029	932280	ESU						
5. POM Anderson Thimote	16504	957399	071 PCT						
6. SGT Joseph Lafata	04931	935150	INT CIS						
7. SGT Anthony Blum	00426	948681	071 PCT						
8. POM Darryl Boodoo	02264	964400	073 PCT						
9. POM Frank Beers	17641	945498	071 PCT						
10. SGT Michael Ohalloran	04707	956137	060 PCT						
11. POM John Mcmanus	15975	949309	071 DET						
Witness Officer(s)	Shield No	Tax No	Cmd Name						_
1. POM Andreas Sargent	24928	943785	071 PCT						
Officer(s)	Allegation	n			Inve	stigato	r Recon	nmendation	
A.POM Christophe Maccarone	Abuse: Po	olice Officer Christoph	ner Maccarone entere Brooklyn.	ed §					
B.POM Christophe Maccarone	Abuse: Po	olice Officer Christoph	ner Maccarone search Brooklyn.	ned §	2)				
C.DTS Terry Avent	Force: At Detective	§ 87(2)(b) § 87(Terry Avent used phy	in Brook sical force against						
D.DTS Terry Avent	Force: At Detective	§ 87(2)(b) § 87(Terry Avent used phy	in Brook sical force against §8						
E. An officer	Force: At officer use	\$ 87(2)(b) \$ 87(c) ed physical force again	2)(b) in Brook	lyn, a	n				

Officer(s)	Allegation	Investigator Recommendation
F.POM Anderson Thimote	Abuse: At \$87(2)(b) in Brooklyn, Police Officer Anderson Thimote threatened \$87(2)(b) with the use of force.	
G.POM Anderson Thimote	Abuse: At \$87(2)(b) in Brooklyn, Police Officer Anderson Thimote threatened to notify Administration for Children's Services.	
H.SGT Joseph Lafata	Abuse: At \$87(2)(b) in Brooklyn, Sergeant Joseph Lafata threatened to notify Administration for Children's Services.	
I.POM Christophe Maccarone	Abuse: At \$87(2)(b) in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to \$87(2)(b)	
J.SGT Joseph Lafata	Abuse: At \$87(2)(b) in Brooklyn, Sergeant Joseph Lafata refused to show the search warrant to \$87(2)(b)	
K.POM Christophe Maccarone	Abuse: At \$87(2)(b) in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to \$87(2)(b)	
L.SGT Joseph Lafata	Abuse: At \$87(2)(b) in Brooklyn, Sergeant Joseph Lafata refused to show the search warrant to \$87(2)(b)	
M.SGT Joseph Lafata	Abuse: At \$87(2)(b) in Brooklyn, Sergeant Joseph Lafata threatened to arrest \$87(2)(b)	
N.POM Darryl Boodoo	Discourtesy: At \$87(2)(b) in Brooklyn, Police Officer Darryl Boodoo spoke discourteously to \$87(2)(b)	
O.POM Christophe Maccarone	Abuse: At the 71st Precinct stationhouse in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to \$87(2)(5)	
P.SGT Joseph Lafata	Abuse: At the 71st Precinct stationhouse in Brooklyn, Sergeant Joseph Lafata refused to show the search warrant to \$87(2)(b)	
Q.POM Christophe Maccarone	Abuse: At the 71st Precinct stationhouse in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to \$87(2)(5)	
R.SGT Joseph Lafata	Abuse: At the 71st Precinct stationhouse in Brooklyn, Sergeant Joseph Lafata refused to show the search warrant to \$137(2)(b)	
§ 87(4-b), § 87(2)(g)		



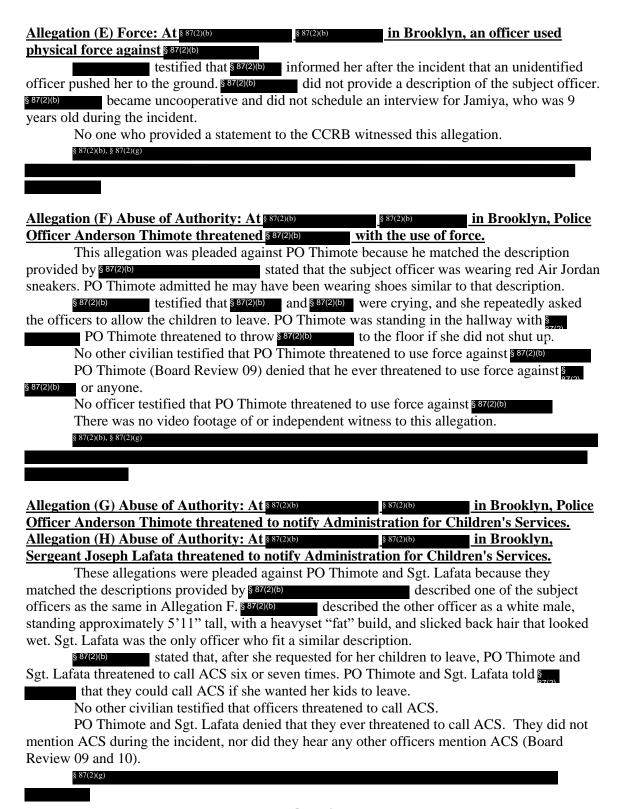
Case Summary

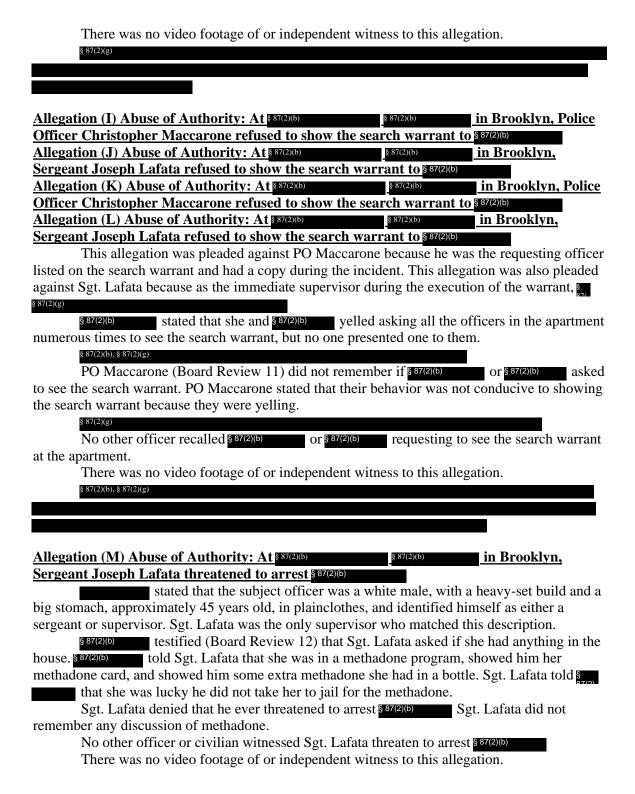




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§ 87(2)(b) , ON §	§ 87(2)(b)	, and was valid at the time of its
execution (Board Review 04).		_
Officers may enter and search a	location for which	h they have a valid search warrant and
may do so without providing notice of the	heir authority and	purpose NYS Criminal Procedure Law
Section 690.05, (Board Review 05).		
§ 87(2)(b), § 87(2)(g)		
Allegation (C) Force: At \$87(2)(b)	§ 87(2)(b)	in Brooklyn, Detective Terry
Avent used physical force against §87(2)(b)	
Allegation (D) Force: At \$87(2)(b)	§ 87(2)(b)	in Brooklyn, Detective Terry
Avent used physical force against § 87(2		
		e and § 87(2)(b) were in their bedroom
when officers entered the apartment. §87		
heavy sleeper. Det. Avent and other offi		· · · · · · · · · · · · · · · · · · ·
		ptions of them, aside from Det. Avent.
Det. Avent approached § 87(2)(b) and		
pushed § 87(2)(b) onto the bed and the		
		bedroom. § 87(2)(b) witnessed Det.
Avent holding § 87(2)(b) s head with tw		
woke up "enraged" while Det. A		
\$ 87(2)(b) testified (Board Revi		
		at and another officer, who she could not
clearly describe, lifted \$87(2)(b) slight	•	
other officer placed §87(2)(b) into hand		elped her to her feet.
No other civilian witnessed thes		
		tered the bedroom with another officer,
but he did not remember who. Det. Aver		
attempted to wake \$87(2)(b) up verball		
s hands, which was tucked under		
her hand away from Det. Avent and atte		
maintained control of \$87(2)(b) s hand		
		rapped her arms around his upper chest,
neck, and chin. Det. Avent moved his ar		
contact with Det. Avent after approxima arm out from under her and placed her is		_
§ 87(2)(b) into handcuffs. Det. Avent		
making any contact with §87(2)(b) s he		The also defined
There was no video footage of o		tness to this allegation
\$ 87(2)(b), \$ 87(2)(g)	n macpenaem wit	ness to this anegation.





§ 87(2)(b). § 87(2)(g)
Allegation (N) Discourtesy: At \$87(2)(b) in Brooklyn, Police Office
Darryl Boodoo spoke discourteously to §87(2)(b)
Body-worn camera footage from PO Boodoo was obtained and it captures this allegation
In discussing the footage, the video player's durational timestamp will be referenced, not the
onscreen timestamp. In one portion of footage, at approximately the 02:55 mark PO Boodoo is
walking § 87(2)(b) to the police van. § 87(2)(b) states, "He's scared of throw up." § 87(2)(b)
makes a coughing or vomiting noise. PO Boodoo tells \$87(2)(b) "Stop that shit. Stop that shit PO Boodoo (Board Review 13) initially denied that he told \$87(2)(b) to, "Stop that
shit," or used any profanity. When presented with his BWC video, PO Boodoo confirmed that h
heard himself tell §87(2)(b) "Stop that shit." PO Boodoo was not able to explain why he used
profanity.
Officers pledge to maintain a higher standard of integrity than is generally expected of
others and respect the dignity of each individual, <u>Patrol Guide</u> Procedure 200-02, "Mission and
Values of the New York City Police Department" (Board Review 14). Officers may be justified
in using profanity to gain compliance with an order, DCT Case 79627/04 (Board Review 28). §87(2)(b). § 87(2)(g)
8 0 /(2)(U), 8 0 /(2)(B)
Allegation (O) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Police
Officer Christopher Maccarone refused to show the search warrant to \$87(2)(b)
Officer Christopher Maccarone refused to show the search warrant to S87(2)(6) Allegation (P) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean
Officer Christopher Maccarone refused to show the search warrant to SS7(2)(5) Allegation (P) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to SS7(2)(5)
Officer Christopher Maccarone refused to show the search warrant to Allegation (P) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to Allegation (Q) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Police
Officer Christopher Maccarone refused to show the search warrant to Str(2)(6) Allegation (P) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to Str(2)(6) Allegation (Q) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to Str(2)(6)
Officer Christopher Maccarone refused to show the search warrant to \$37(2)(5) Allegation (P) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to \$37(2)(5) Allegation (Q) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to \$37(2)(5) Allegation (R) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean
Officer Christopher Maccarone refused to show the search warrant to S37(2)(b) Allegation (P) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to S37(2)(b) Allegation (Q) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to S37(2)(b) Allegation (R) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to S37(2)(b)
Officer Christopher Maccarone refused to show the search warrant to \$37(2)(5) Allegation (P) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to \$37(2)(5) Allegation (Q) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to \$37(2)(5) Allegation (R) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean
Officer Christopher Maccarone refused to show the search warrant to ST/2/(5) Allegation (P) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to ST/2/(5) Allegation (Q) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to ST/2/(5) Allegation (R) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to ST/2/(5) Allegations O and Q were pleaded against PO Maccarone because he was the requesting the stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to ST/2/(5)
Allegation (P) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to \$57(2)(b) Allegation (Q) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to \$57(2)(b) Allegation (R) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to \$57(2)(b) Allegations O and Q were pleaded against PO Maccarone because he was the requesting officer listed on the search warrant and was the arresting officer for \$57(2)(b) and \$57
Officer Christopher Maccarone refused to show the search warrant to Allegation (P) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to Allegation (Q) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to Allegation (R) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to Allegations O and Q were pleaded against PO Maccarone because he was the requesting officer listed on the search warrant and was the arresting officer for Allegations O and Sericion and Allegations P and R were pleaded against Sgt. Lafafta because he supervised the execution of the search warrant Allegations P and R were pleaded against Sgt. Lafafta
Officer Christopher Maccarone refused to show the search warrant to Allegation (P) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to Allegation (Q) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to Allegation (R) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to Allegations O and Q were pleaded against PO Maccarone because he was the requesting officer listed on the search warrant and was the arresting officer for Allegations O and Ser(2)(b) and had a copy of the search warrant. Allegations P and R were pleaded against Sgt. Lafafta because he supervised the execution of the search warrant Allegations P and R were pleaded against Sgt. Lafafta because he supervised the execution of the search warrant Allegations P and R were pleaded against Sgt. Lafafta because he supervised the execution of the search warrant Allegations P and R were pleaded against Sgt. Lafafta because he supervised the execution of the search warrant Allegations P and R were pleaded against Sgt. Lafafta because he supervised the execution of the search warrant Allegations P and R were pleaded against Sgt. Lafafta
Allegation (P) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to \$\frac{37(2)(0)}{2}\$ Allegation (Q) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to \$\frac{37(2)(0)}{2}\$ Allegation (R) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to \$\frac{37(2)(0)}{2}\$ Allegations O and Q were pleaded against PO Maccarone because he was the requesting officer listed on the search warrant and was the arresting officer for \$\frac{37(2)(0)}{2}\$ and had a copy of the search warrant. Allegations P and R were pleaded against Sgt. Lafafta because he supervised the execution of the search warrant \$\frac{37(2)(0)}{2}\$ asked numerous officers to see a copy of the search warrant while she was in the holding cell at the 71st Precinct stationhouse. No officer ever showed her the search
Allegation (P) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to \$\frac{87(2)(5)}{2}\$ Allegation (Q) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to \$\frac{87(2)(5)}{2}\$ Allegation (R) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to \$\frac{87(2)(5)}{2}\$ Allegations O and Q were pleaded against PO Maccarone because he was the requesting officer listed on the search warrant and was the arresting officer for \$\frac{87(2)(5)}{2}\$ and had a copy of the search warrant. Allegations P and R were pleaded against Sgt. Lafafta because he supervised the execution of the search warrant \$\frac{87(2)(5)}{2}\$ asked numerous officers to see a copy of the search warrant while she was in the holding cell at the 71st Precinct stationhouse. No officer ever showed her the search warrant.
Allegation (P) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to \$\frac{87(2)(5)}{87(2)(5)}\$ Allegation (Q) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to \$\frac{87(2)(5)}{87(2)(5)}\$ Allegation (R) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to \$\frac{87(2)(5)}{87(2)(5)}\$ Allegations O and Q were pleaded against PO Maccarone because he was the requesting officer listed on the search warrant and was the arresting officer for \$\frac{87(2)(5)}{87(2)(5)}\$ and \$\frac{87(2)(5)}{87(2)(5)}\$ and \$\frac{87(2)(5)}{87(2)(5)}\$ asked numerous officers to see a copy of the search warrant while she was in the holding cell at the 71 st Precinct stationhouse. No officer ever showed her the search warrant. \$\frac{87(2)(5)}{87(2)(5)}\$ asked PO Maccarone to see a copy of the search warrant while she was in the holding cell at the 71 st Precinct stationhouse. No officer ever showed her the search warrant.
Allegation (P) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to \$87(2)(0) Allegation (Q) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to \$87(2)(0) Allegation (R) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to \$87(2)(0) Allegations O and Q were pleaded against PO Maccarone because he was the requesting officer listed on the search warrant and was the arresting officer for \$87(2)(0) and \$87(2)(0) and had a copy of the search warrant. Allegations P and R were pleaded against Sgt. Lafafta because he supervised the execution of the search warrant \$87(2)(0) asked numerous officers to see a copy of the search warrant while she was in the holding cell at the 71st Precinct stationhouse. No officer ever showed her the search warrant. \$87(2)(0) asked PO Maccarone to see a copy of the search warrant while she was in the holding cells at the 71st Precinct stationhouse. PO Maccarone told \$87(2)(0) that the officers
Allegation (P) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to \$\frac{87(2)(5)}{87(2)(5)}\$ Allegation (Q) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Police Officer Christopher Maccarone refused to show the search warrant to \$\frac{87(2)(5)}{87(2)(5)}\$ Allegation (R) Abuse of Authority: At the 71st Precinct stationhouse in Brooklyn, Sergean Joseph Lafata refused to show the search warrant to \$\frac{87(2)(5)}{87(2)(5)}\$ Allegations O and Q were pleaded against PO Maccarone because he was the requesting officer listed on the search warrant and was the arresting officer for \$\frac{87(2)(5)}{87(2)(5)}\$ and \$\frac{87(2)(5)}{87(2)(5)}\$ and \$\frac{87(2)(5)}{87(2)(5)}\$ asked numerous officers to see a copy of the search warrant while she was in the holding cell at the 71 st Precinct stationhouse. No officer ever showed her the search warrant. \$\frac{87(2)(5)}{87(2)(5)}\$ asked PO Maccarone to see a copy of the search warrant while she was in the holding cell at the 71 st Precinct stationhouse. No officer ever showed her the search warrant.

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to show them a search warrant at the stationhouse. Sgt. Lafata supervised PO Maccarone processing § 87(2)(b) and § 87(2)(b) Sgt. Lafata was not aware of either \$57(2)(b) or \$57(2)(b) requesting to see a copy of the search warrant at the 71st Precinct stationhouse. No officer recalled whether \$87(2)(b) or \$87(2)(b) requested to see a search warrant at the stationhouse. There was no video footage of or independent witness to these allegations.

they were at the 71st Precinct stationhouse. PO Maccarone was not aware of any officer refusing

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Civilian and Officer CCRB Histories

- This is the first CCRB complaint to which § 87(2)(b) is a party (Board Review 22).
- This is the first CCRB complaint to which \$87(2)(b) is a party (Board Review 23).
- This is the first CCRB complaint to which \$87(2)(b) is a party (Board Review 24).
- PO Maccarone has been a member of the service for six years and has been the subject of four complaints and 14 allegations, none of which were substantiated. \$87(2)(g)
- Det. Avent has been a member of the service for 16 years and has been the subject of 10 complaints and 24 allegations, none of which were substantiated. Det Avent's CCRB history includes eight prior physical force allegations.
- PO Thimote has been a member of the service for five years and has been the subject of seven complaints and 21 allegations, none of which were substantiated. §87(2)(g)
- Sgt. Lafata has been a member of the service for 15 years and has been the subject of 18 complaints and 36 allegations. In CCRB case 201101753, an allegation of premises entered and/or searched was substantiated and Sgt. Lafata received command discipline. Sgt. Lafata had two prior allegations of refusal to show search warrant which were unsubstantiated.
- PO Boodoo has been a member of the service for two years. This was the first complaint filed against PO Booodoo.

Mediation, Civil and Criminal Histories

- This case was not eligible for mediation.
- According to the Office of Court Administration (OCA), [867(2)(6)] has no history of criminal convictions in New York City (Board Review 25).
- According to the Office of Court Administration (OCA), \$87(2)(6) has no history of criminal convictions in New York City (Board Review 26).
- According to the Office of Court Administration (OCA), \$87(2)(0) has no history of criminal convictions in New York City (Board Review 27).

Squad No.:			
Investigator: _	Signature	Print Title & Name	Date

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Squad Leader:			
	Signature	Print Title & Name	Date
Reviewer:			
	Signature	Print Title & Name	Date